

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Ze'ev Sohn

Application No.: 10/511,966

Confirmation No.: 1948

Filed: December 30, 2004

Art Unit: 3739

For: HANDHELD TRANSDERMAL DRUG
DELIVERY AND ANALYTE EXTRACTION

Examiner: M. F. Peffley

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

In response to the restriction requirement set forth in the Office Action mailed October 20, 2008, Applicant hereby elects Group 3, claims 85-98 for continued examination.

The present response is filed with a request and the required fee for a two-month extension-of-time. It is noted that Inauguration Day, Tuesday, January 20, 2009, was a "Federal holiday within the District of Columbia." *See* MPEP 710.05. The period for filing the present response with a two-month extension-of-time thus extends through January 21, 2009.

Applicant's election is made without prejudice. As noted by the Examiner, upon the allowance of a generic claim, Applicant will be entitled to consideration of claims to not more than a reasonable number of species in addition to the elected species, provided that all claims to each additional species are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.146.

A prompt official action on the merits of the elected claims is respectfully requested.

Dated: January 21, 2009

Respectfully submitted,

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